

Introduces June 6, 2011
Public Hearing June 20, 2011
Council Action July 5, 2011
Executive Action July 12, 2011
Effective Date Sept. 11, 2011

County Council Of Howard County, Maryland

2011 Legislative Session

Legislative Day No. 7

Bill No. 31-2011 (ZRA 134)

Introduced by: The Chairperson at the request of the Marsha S. McLaughlin,
Director, Department of Planning and Zoning

AN ACT amending the Howard County Zoning Regulations to provide that variances may remain valid as long as certain plans are being processed in accordance with certain provisions of the Howard County Code; and generally relating to the Howard County Zoning Regulations.

Introduced and read first time June 6, 2011. Ordered posted and hearing scheduled.

By order Stephen M. LeGendre
Stephen LeGendre, Administrator

Having been posted and notice of time & place of hearing & title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on June 20, 2011.

By order Stephen M. LeGendre
Stephen LeGendre, Administrator

This Bill was read the third time on July 5, 2011 and Passed , Passed with amendments ☒, Failed .

By order Stephen M. LeGendre
Stephen LeGendre, Administrator

Scaled with the County Seal and presented to the County Executive for approval this 7th day of July, 2011 at 2:00 pm/p.m.

By order Stephen M. LeGendre
Stephen LeGendre, Administrator

Approved/Vetoed by the County Executive July 12, 2011

Ken Uiman
Ken Uiman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN SMALL CAPITALS indicates additions to existing law; Strike-out indicates material deleted by amendment; Underlining indicates material added by amendment.

1 ***Section 1. Be It Enacted by the County Council of Howard County, Maryland, that the***
2 ***Howard County Zoning Regulations are hereby amended as follows:***

3 *By amending subsection B.2.e. of:*
4 *Section 130 "Hearing Authority"*

5
6 **Howard County Zoning Regulations.**

7 **Section 130. Hearing Authority.**

8
9 **e. Lapse of Variances**

10
11 (1) EXCEPT AS PROVIDED IN SUBSECTION 130.B.2.E.(2), BELOW, ~~[[A]] A variance~~
12 ~~shall become void unless the required permits conforming to plans for which the~~
13 ~~variance was granted are obtained within two years, and substantial construction~~
14 ~~in accordance therewith is completed within three years from the date of the~~
15 ~~Decision and Order. A variance that is granted to allow recordation of a final plat~~
16 ~~shall become void unless the plat is recorded in the Land Records of Howard~~
17 ~~County within three years from the date of the Decision and Order.~~

18
19 (2) SUBSECTION (1), ABOVE, SHALL NOT APPLY TO ANY PROJECT FOR WHICH PLANS
20 ARE BEING ACTIVELY PROCESSED IN COMPLIANCE WITH THE PROCEDURES IN
21 TITLE 16, SUBTITLES 1 AND 11 OF THE HOWARD COUNTY CODE OR WERE BEING
22 ACTIVELY PROCESSED IN COMPLIANCE WITH THOSE SUBTITLES WHEN THE
23 APPLICABLE TIME PERIOD ESTABLISHED BY SUBSECTION (1), ABOVE, EXPIRED.

24
25 ***Section 2. And Be It Further Enacted by the County Council of Howard County,***
26 ***Maryland that the Director of the Department of Planning and Zoning is authorized to***
27 ***publish this Act, to correct obvious errors in section references, numbers and references***
28 ***to existing law, capitalization, spelling, grammar, headings and similar matters.***

29
30 ***Section 3. And Be It Further Enacted by the County Council of Howard County,***
31 ***Maryland, that this Act shall become effective 61 days after its enactment.***

BY THE COUNCIL

This Bill, having been approved by the Executive and returned to the Council, stands enacted on

July 12, 2011.

Stephen M. LeGendre
Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having been passed by the yeas and nays of two-thirds of the members of the Council notwithstanding the objections of the Executive, stands enacted on _____, 2011.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having received neither the approval nor the disapproval of the Executive within ten days of its presentation, stands enacted on _____, 2011.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, not having been considered on final reading within the time required by Charter, stands failed for want of consideration on _____, 2011.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, having been disapproved by the Executive and having failed on passage upon consideration by the Council stands failed on _____, 2011.

Stephen M. LeGendre, Administrator to the County Council

BY THE COUNCIL

This Bill, the withdrawal of which received a vote of two-thirds (2/3) of the members of the Council, is withdrawn from further consideration on _____, 2011.

Stephen M. LeGendre, Administrator to the County Council

Amendment to Council Bill No. 31 -2011

**BY: Chairperson at the request
of the County Executive**

**Legislative Day No. 8
Date: July 5, 2011**

Amendment No. 1

(This amendment makes a technical correction to make certain language consistent with the Petition.)

- 1 On page 1, strike beginning with "A" in line 15 down through and including "Order." in line 17.

ADOPTED July 5, 2011

FAILED _____

SIGNATURE Stephen W. Hendre

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